

May 20, 2008

PS8a

**UNITED STATES DISTRICT COURT
FOR THE
SOUTHERN DISTRICT OF CALIFORNIA
Report on Defendant Under Supervision**

Name of Defendant: Alfonso Fuentes Jr. (English)**Dkt No.:** 08CR1441JLS-001**Name of Judicial Officer:** The Honorable Janis L. Sammartino, U.S. District Judge**Date Conditions Were Ordered:** April 9, 2008, before the Honorable Peter C. Lewis, U.S. Magistrate Judge

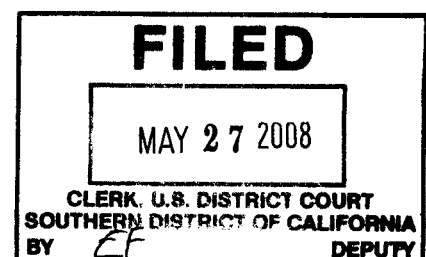
Conditions of Release: Restrict travel to Southern District of California; do not enter Mexico; report for supervision to the Pretrial Services Agency (PSA) as directed by the assigned Pretrial Services Officer and pay for the reasonable costs of supervision in an amount determined by PSA and approved by the Court; not possess or use any narcotic drug or other controlled substance as defined in 21 U.S.C. § 802, without a lawful medical prescription; not possess any firearm or other dangerous weapon or explosive device; submit to treatment, and/or testing, as specified by the Pretrial Services Officer for drug or alcohol abuse; and actively seek and maintain full-time employment.

Date Released on Bond: May 2, 2008**Charged Offense:** 21 U.S.C. 952 & 960: Importation of 47.16 Kilograms of Marijuana**Next Court Hearing:** May 20, 2008, at 3:00 p.m. before the Honorable Anthony J. Battaglia, U.S. Magistrate Judge**Asst. U.S. Atty.:** John F. Weis
(760) 370-0893**Defense Counsel:** Stephen Demik, Federal Defenders
(619) 234-8467**Prior Violation History:** None.

NONCOMPLIANCE SUMMARY

The defendant submitted a urinalysis sample on May 6, 2008, which tested positive for methamphetamine and opiate use. When confronted, the defendant admitted using methamphetamine and the prescription medication Vicodin which is not prescribed to him. Mr. Fuentes was admonished for his violations and was reminded that any violation may result in his return to custody and forfeiture of the bond. The defendant was apologetic and assured he will remain drug free.

Mr. Fuentes was advised that considering his drug addiction, it is recommended he enter "Turning Point" Residential Drug Treatment Program. Unfortunately, after an extensive discussion with Pretrial Services, the defendant refused to enter "Turning Point". Mr. Fuentes states he does not want to be away from his family and hopes to return to work soon. He explains that he has dealt with his drug addiction in the past and feels he can remain drug free while on bond.



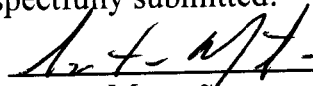
Name of Defendant: Alfonso Fuentes Jr.
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U.S. Pretrial Services Officer Recommendation: Since the defendant's release from custody, he has reported as directed and has made his court appearance. With this considered, Pretrial Services views the defendant as a minimal risk of non-appearance. Outside the inherent nature of illicit drug use, we have no information which will indicate the defendant is a danger to the community. As Mr. Fuentes was forthright regarding his violation and in light of his desire to remain in compliance with his conditions of release, our office is not requesting any Court action at this time. Pretrial Services will continue to monitor the defendant while on bond and report any violations forthwith.

Respectfully submitted:

by


Arturo Montañó
United States Pretrial Services Officer
(760) 335-3436

Reviewed and approved:


Carlos Gutierrez
Supervising U.S. Pretrial Services Officer

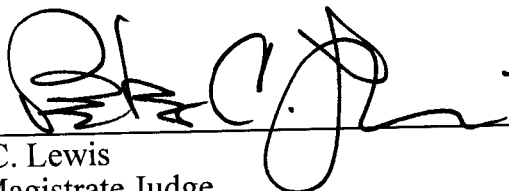
Attachments

THE COURT ORDERS:

☐ TAKE NO ACTION

☒ Other

cite defendant into court on the violation


Peter C. Lewis
U.S. Magistrate Judge

5-22-08
Date

PS 8C
(05/08)

Name of Defendant: Fuentes, Alfonso Jr.
Docket No.: 08CR1441JLS-001

May 23, 2008

PETITIONING THE COURT

TO SUMMON THE DEFENDANT TO APPEAR IN COURT AND ADDRESS THE ALLEGATIONS

The Pretrial Services officer believes the defendant has violated the following conditions of pretrial release:

CONDITION

ALLEGATION OF NONCOMPLIANCE

(Standard/Special Condition)

Not possess or use any narcotic drug or controlled substance, (defined in 21 USC 802) without a lawful medical prescription.

1. The urinalysis sample provided by the defendant on May 6, 2008, confirmed positive for methamphetamine and opiate use.

Grounds for Revocation: I received and reviewed written laboratory notification from the U.S. Pretrial Services laboratory which confirms that the urine sample provided by the defendant at U.S. Pretrial Services on May 6, 2008, confirmed positive for methamphetamine and opiate use. The defendant further admitted using methamphetamine and the prescription medication Vicodin which is not prescribed to him while on bond.

PS 8C
(05/08)

Name of Defendant: Fuentes, Alfonso Jr.
Docket No.: 08CR1441JLS-001


May 23, 2008

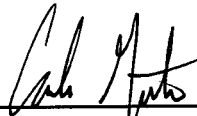
I declare under penalty of perjury that the foregoing is true and correct.

Executed on: 05-23-08

Respectfully submitted:
LORI A. GAROFALO
CHIEF PRETRIAL SERVICES OFFICER

Reviewed and approved:

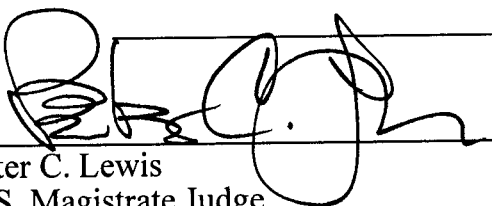
by 
Arturo Montañó
U.S. Pretrial Services Officer
(760) 335-3436
El Centro, California


Carlos Gutierrez
Supervising U.S. Pretrial Services Officer

THE COURT ORDERS:

☒ Cite the defendant to appear on May 29, 2008, at 1:30 p.m.

☐ Other _____


Peter C. Lewis
U.S. Magistrate Judge

5-27-08
Date